

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

UNITED STATES OF AMERICA,	)	
<i>ex rel.</i> KATHI CORDINGLEY and	)	
TRACY JONES,	)	
	)	Case No. 11-1087-CV-W-GAF
Plaintiffs,	)	
	)	
v.	)	
	)	
GOOD SHEPHERD HOSPICE OF MID	)	
AMERICA, INC., and JOHN DOES 1-10,	)	
	)	
Defendants.	)	

**STIPULATION OF DISMISSAL**

The United States of America, by its undersigned counsel, and Relator Kathi Cordingley, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, hereby stipulate that the parties have entered into a Settlement Agreement, and the above-referenced action shall be dismissed, subject to the terms of the settlement, as follows, with each party to bear its own costs:

1. As to the United States, the action is dismissed with prejudice only as to the Covered Conduct released in the Settlement Agreement, and without prejudice as to any other claims. The Covered Conduct is described as follows:

The United States contends that it has certain civil claims against Good Shepherd for knowingly submitting or causing the submission of claims to Medicare, during the period from January 1, 2006 to December 31, 2011, for certain patients who were not eligible to receive hospice services because the patients did not have a medical prognosis that their life expectancies were six months or less if their

illnesses ran their normal course. Specifically, the United States contends that Good Shepherd engaged in certain business practices that contributed to claims being submitted for Good Shepherd patients who did not have a terminal prognosis of six month or less, including (a) pressuring staff to meet admissions and census targets, (b) paying bonuses to staff, including hospice marketers, admissions nurses, and executive directors, based on the number of patients enrolled, (c) hiring and/or paying medical directors based on their ability to refer patients and pressuring those medical directors to make referrals, (d) targeting nurse homes as an easy source of patient referrals and hiring medical directors with ties to such nursing homes, and (e) failing to properly train staff on the hospice eligibility criteria.

2. As to Relator Cordingley, the action is dismissed in its entirety, with prejudice.

3. Additionally, pursuant to the Court's Order dated January 28, 2015 (Doc. 31), the claims of Relator Tracy Jones shall be dismissed if no motion of substitution is made by April 5, 2015.

Respectfully submitted,

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Dated: February 18, 2015